

I, Ashley K. Alger, declare, pursuant to 28 U.S.C. § 1746 and Local Civil Rule 1.9, under penalty of perjury, the following to be true and correct:

1. I am an attorney with Frankfurt Kurnit Klein & Selz, P.C., attorneys of record for non-party Steven A. Schwartz ("Mr. Schwartz") and Levidow, Levidow & Oberman, P.C. (the "Firm").

2. Attached hereto as Exhibit A are true and correct copies of articles from January and February of 2023 concerning ChatGPT's potential impact on the legal industry.

3. Attached hereto as Exhibit B is a June 6, 2023 screen capture of ChatGPT's chat landing page.

4. Attached hereto as Exhibit C are true and correct copies of articles discussing the manner in which ChatGPT is described in the media and confusion surrounding its interface.

5. Attached hereto as Exhibit D is a copy of a June 5, 2023 chat history with ChatGPT that includes the same queries Mr. Schwartz provided to ChatGPT related to this matter. See Schwartz Decl., Ex. A.

DECLARATION OF ASHLEY K. ALGER, ESO.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ROBERTO MATA,
Plaintiff,
Case No. 22-cv-1461 (PKC)
-against-
AVIANCA, INC.,
Defendant.

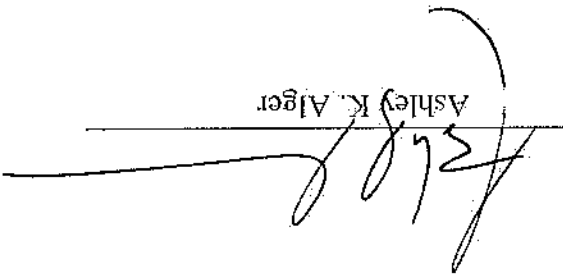
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6. Attached hereto as Exhibit E are true and correct copies of articles regarding this Court's May 26 Order and the potential for sanctions against Mr. Schwartz, Mr. LoDuca, and the

Firm.

Dated: June 6, 2023

Ashley K. Alger

A handwritten signature in black ink, appearing to read 'Ashley K. Alger', is written over a horizontal line. The signature is stylized with a large, sweeping initial 'A'.